

HOUSE BILL 649

By Fitzhugh

AN ACT to amend Tennessee Code Annotated, Title 4; Title 5; Title 6; Title 7; Title 8; Title 9; Title 12; Title 16; Title 30; Title 36; Title 39; Title 40; Title 45; Title 47; Title 48; Title 55; Title 56; Title 57; Title 61; Title 62; Title 63; Title 67; Title 68; Title 69; Title 70 and Title 71, relative to taxation.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 63-6-207(d), is amended by deleting subdivision (1) in its entirety and by substituting instead the following:

(1) Such licenses shall be issued only to medical interns, residents, and fellows while participating in a training program of one of the accredited medical schools or of one of such medical school's affiliated teaching hospitals in Tennessee, performing duties assigned to meet the requirements of such program, and while under the supervision and control of a physician fully licensed to practice medicine in Tennessee;

(A) No person holding a special training license is permitted to practice medicine outside of such person's duties and responsibilities in the training program without being fully licensed to practice medicine in Tennessee.

Termination of participation in the training program for which the special license was issued for any reason terminates that license;

(B) It is the responsibility of the program director or the dean responsible for the training program to submit the necessary information and applications on behalf of each applicant. It also is the responsibility of the program director or the dean to notify the board of the termination of the applicant's participation in the training program, whether by completion of the program or for any other reason; and

(C) The board may impose fees to accompany each individual application for a special training license.

SECTION 2. Tennessee Code Annotated, Section 63-9-104, is amended by deleting subsection (d) in its entirety and by substituting instead the following:

(d) The board is authorized in its discretion to issue special training licenses to osteopathic medical interns, residents and fellows who have met all other qualifications for licensure contained in this chapter and the rules and regulations promulgated pursuant thereto, with the exception of having completed the necessary residency or training programs required by subdivision (a)(4) and properly promulgated rules, and the licensure examination. The board also is authorized to promulgate rules and regulations to implement this new licensure category. The initial set of these rules may be processed as public necessity rules pursuant to § 4-5-209. These special training licenses will be governed by the following:

(1) Such licenses shall be issued only to osteopathic medical interns, residents and fellows while participating in a training program of one of the accredited medical schools or of one of such medical school's affiliated teaching hospitals in Tennessee, performing duties assigned to meet the requirements of such program, and while under the supervision and control of a physician, either a doctor of osteopathic medicine, or a doctor of medicine fully licensed to practice medicine in Tennessee;

(2) No person holding a special training license is permitted to practice osteopathic medicine outside of such person's duties and responsibilities in the training program without being fully licensed to practice medicine in Tennessee. Termination of participation in the training program for which the special license was issued for any reason terminates that license;

(3) It is the responsibility of the program director or the dean responsible for the training program to submit the necessary information and applications on behalf of each applicant. It also is the responsibility of the program director or the dean to notify the board of the termination of the applicant's participation in the training program, whether by completion of the program or for any other reason; and

(4) The board may impose fees to accompany each individual application for a special training license.

SECTION 3. Tennessee Code Annotated, Section 67-4-1702, is amended by adding the following language as a new subsection (d):

(d) The tax levied by this section does not apply to any person issued a special training license pursuant to either § 63-6-207 or § 63-9-104.

SECTION 4. This act shall take effect July 1, 2009, the public welfare requiring it.